

Sep. 14. 2005 8:58AM Howard J. Greenwald, P.C.

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SEP 14 2005

**CERTIFICATE OF
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Election

Application Number	10/607,434
Filing Date	6/26/2003
First Inventor	Anstadt, Mark P.
Examiner Name	Oropeza, Frances P
Art Unit	3762
Docket Number	MPA-554

Faxed to Number 571-273-8300

Total Pages 2

DATE OF TRANSMISSION: 9/14/2005

TITLE OF CASE:

Sensor-Equipped And Algorithm-Controlled Direct Mechanical Ventricular Assist Device

The following documents are enclosed:

Certificate of Facsimile Transmission (1 page)

Election (1 page)

In reply to the Office Action of September 7, 2005, please find the enclosed election.

The above named documents are being facsimile transmitted to the United States Patent and Trademark Office on the date indicated above. The Director is authorized to charge any additional fee(s) as needed during the pendency of this application to deposit account 50-2753.

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Appl. No. 10/607,434
 Date of Transmission 9/14/2005
 Reply to Restriction of 04/25/2005

SEP 14 2005

APPLICATION NUMBER	10/607,434
APPLICANT	Anstadt, Mark P.
FILED	6/26/2003
TITLE	Sensor-Equipped And Algorithm-Controlled Direct Mechanical Ventricular Assist Device
TC/A.U.	3762
EXAMINER	Oropeza, Frances P
DOCKET	MPA-554

Honorable Commissioner for Patents
 Alexandria VA 22313-1450

ELECTION

Sir:

In response to the Office Action of September 7, 2005, please find a retransmission of the Election initially transmitted on August 5, 2005. This election was in response to the July 7, 2005 Office Communication in which the Examiner required species election to one of embodiments 1-13 of the first parameter species, one of embodiments 14-16 for the command instructions species, and one of embodiments 17-19 of the command instructions exported by the ventricular assistance apparatus species for prosecution on the merits. Applicant elects embodiment 2 - parameter Input by a physician for the first parameter species, embodiment 14 - to maintain function of heart constant for the command instructions that instruct the ventricular assistance apparatus species, and embodiment 17 - 17 to displace the drive fluid for the command instructions exported by the ventricular assistance apparatus species for claims 131, 133, 150, 151, 152, 153, 154, 155, 156, 157, and 158 drawn to a process for assisting the function of a heart using a controller with an algorithm, with traverse.

Examination of this application is respectfully requested.
 Respectfully submitted,



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